

BOARD OF PARDONS MEETING

APRIL 27, 2020

1:00 P.M.

ROOM 1524

NEBRASKA STATE CAPITOL

FIRST FLOOR

AGENDA

- 1. Roll Call at 1:00 p.m.**
- 2. Notice of hearings by news release and publication in state papers**
- 3. Announcement of location of Open Meetings Act Information**
- 4. Approval of the minutes of the meeting of February 18, 2020**
- 5. Applications for Pardons of Criminal Convictions: No Testimony will be heard by the Board) at 1:00 p.m.:**
 - 1) Branæ Danielle Allen for the following convictions:
 - Theft by shoplifting in Douglas County; Sentenced October 15, 2014
 - 2) Lilijoy Devine for the following convictions:
 - Misdemeanor animal abandonment in Douglas County; Sentenced February 06, 2008;
 - Misdemeanor negligent minor care in Douglas County; Sentenced February 29, 2008;
 - Misdemeanor Liquor – open container in a public place in Douglas County; Sentenced February 25, 2009
 - 3) Craig Allan Fine for the following convictions:
 - Felony Sexual assault of a child by contact in Sarpy County; Sentenced May 12, 2006
 - 4) Matthew N. Garner for the following convictions
 - Misdemeanor Possess / Sell / Dispense / Consume Alcohol in Grant County; Sentenced February 22, 2001
 - Felony Motor Vehicle Homicide in Grant County; Sentenced September 25, 2003

- 5) Russell Hilger for the following convictions:
- Possess or Consume Open Alcohol Container in Antelope County; Sentenced April 9, 2001;
 - Misdemeanor Loaded Shotgun in Vehicle in Antelope County; Sentenced May 4, 2006;
 - Misdemeanor Loaded Shotgun in Vehicle in Madison County; Sentenced December 26, 2012;
 - Misdemeanor Hunt / Fish / Trap without permission in Brown County; Sentenced December 3, 2013;
 - 3 counts Misdemeanor Criminal Mischief in Polk County; Sentenced June 1, 2016
 - 1 Count of Felony Second Degree Assault in Polk County; Sentenced June 1, 2016;
 - 1 Count of Misdemeanor Third Degree Assault in Polk County; Sentenced June 1, 2016
- 6) Stanley James Holbert for the following convictions:
- Felony Break and Enter Auto in Douglas County; Sentenced February 16, 1971
 - Misdemeanor Possess and Transport Firearm in Douglas County; Sentenced October 7, 1996
- 7) Oscar Mickey Jordan for the following convictions:
- Misdemeanor Possession of an unregistered firearm in Douglas County; Sentenced June 23, 1973;
 - Felony Armed Robbery and Theft on Government Property on Federal Property (Federal Arrest); Sentenced July 14, 1976
 - 5 Counts of Felony Uttering a Forged Instrument (Forgery) in Sarpy County; Sentenced November 4, 1977
 - Felony Carrying a concealed weapon in Douglas County; Sentenced August 22, 1984;
 - Misdemeanor DUI – First Offense in Douglas County; Sentenced December 21, 1987;
 - Misdemeanor 2 Counts of Violation of a protection order – First Offense in Douglas County; Sentenced July 11, 2000;
 - Infraction Count 1 Possess / Consume open alcohol container in Douglas County; Sentenced September 5, 2000;
 - Infraction Count 2 Possess marijuana 1 oz or less – first offense in Douglas County; Sentenced September 5, 2000;
 - Infraction Count 1 Possess marijuana 1 oz or less – first offense in Douglas County; Sentenced January 29, 2002;
 - Misdemeanor Possess marijuana 1 oz or less – second offense in Sarpy County; Sentenced January 8, 2002;
 - Misdemeanor Obstruct the Administration of the Law in Douglas County; Sentenced May 21, 2004;

- Misdemeanor Practice Massage Therapy / Operate without a license in Douglas County; Sentenced July 19, 2005;

8) Nichol Lynn Lytle for the following convictions:

- Misdemeanor 3rd Degree Assault in Red Willow County; Sentenced July 31, 1997
- Misdemeanor Minor in Possession of Alcohol in Red Willow County; Sentenced July 2, 1998
- Misdemeanor Assault by Mutual Consent in Red Willow County; Sentenced October 20, 1998
- Misdemeanor No valid operator's license in Red Willow County; Sentenced January 30, 2002
- Misdemeanor Accessory to a Class 4 Felony in Furnas County; Sentenced January 6, 2003
- Felony Possession of a controlled substance – Methamphetamine in Red Willow County; Sentenced May 28, 2003
- Misdemeanor Driving under the influence .15+ in Red Willow County; Sentenced April 26, 2007
- Misdemeanor Count 1 Dogs Running at Large in Red Willow County; Sentenced February 1, 2010;
- Misdemeanor Count 2 No Rabies Tag; Animals Running at Large in Red Willow County; Sentenced February 1, 2010
- Misdemeanor Dogs Running at Large in Red Willow County; Sentenced April 20, 2010
- Misdemeanor 3 No Operators License in Red Willow County; Sentenced October 10, 2012
- Misdemeanor Count 2 Dangerous/Vicious Dog in Red Willow County; Sentenced July 23, 2013
- Misdemeanors: 2 Counts of Animals running at large, count 3 Dangerous/Vicious Dog, Count 4 and 5 No Rabies certificates/tags, and Count 6 Potentially Dangerous/Vicious Animal in Red Willow County; Sentenced February 4, 2014
- Misdemeanor Driving under the influence 1st offense in Red Willow County; Sentenced October 22, 2015
- Misdemeanor Refusal to submit to pretest in Red Willow County; Sentenced October 22, 2015
- Misdemeanor 3 No operator's license in Red Willow County; Sentenced November 14, 2016
- Misdemeanor 2 Theft – Shoplifting \$0 - \$500 dollars in Red Willow County; Sentenced October 24, 2017
- Misdemeanor 3 Criminal Trespass – 2nd Degree in Lincoln County; Sentenced May 10, 2018
- Misdemeanor 1 False Reporting in Lincoln County; Sentenced May 10, 2018

- 9) Robert G. Maire for the following convictions:
- Felony burglary in Hooker County; Sentenced September 21, 1981;
 - Felony theft in Jefferson County; Sentenced February 21, 1984;
 - Felony Insufficient Fund Check in Jefferson County; Sentenced April 16, 1984;
 - Felony Burglary Count 4 in Gage County; Sentenced February 24, 1987;
 - Felony Burglary Count 5 in Gage County; Sentenced February 24, 1987;
 - Felony Burglary Count 7 in Gage County; Sentenced February 24, 1987;
- 10) Eric Scott Pavlik for the following convictions:
- Felony Criminal Attempt – Sexual Assault in the First Degree in Madison County; Sentenced November 11, 2000
- 11) Brian Riley for the following convictions:
- Felony Discharging Firearm at a dwelling, house, building, or motor vehicle in Douglas County; Sentenced October 25, 2011
- 12) Paul Anthony Schwager Jr. for the following convictions:
- Misdemeanor 1 Third degree domestic assault in Lincoln County; Sentenced August 23, 2013
- 13) David M. Simms for the following convictions:
- Misdemeanor assault and battery in Douglas County; Sentenced August 20, 1998;
 - Misdemeanor Disturbing the Peace in Douglas County; Sentenced March 28, 2001;
 - Misdemeanor Liquor: Open container in a public place in Douglas County; Sentenced March 2, 2004;
 - Misdemeanor/Infraction Unlawful display of plates in Douglas County; Sentenced March 2, 2004;
 - Misdemeanor Unauthorized use of financial transaction device \$200 - \$500 in Sarpy County; Sentenced August 17, 2009;
 - Misdemeanor Theft by unlawful taking less than \$200 in Sarpy County; Sentenced August 13, 2009;
 - Misdemeanor DUI – 3rd Offense in (Douglas County?); Sentenced August 19, 2010
- 14) Kevin Gerald Tadlock for the following convictions:
- Felony Count 1 Motor Vehicle Homicide in Douglas County; Sentenced January 7, 2003
 - Felony Counts 2-5 DUI – Cause Serious Bodily Injury in Douglas County; Sentenced January 7, 2003

15) Amanda Woolard for the following convictions:

- 3 counts Felony Abuse of a vulnerable adult in Sarpy County; Sentenced April 11, 2011

16) LeCola Denise Wright for the following convictions:

- Misdemeanor Minor in Possession in Douglas County; Sentenced October 23, 2013;
- Misdemeanor Solicitation of Prostitution in Douglas County; Sentenced May 23, 2014;
- Misdemeanor Theft by Unlawful Taking in Douglas County; Sentenced November 11, 2014;
- Misdemeanor Minor in Possession in Douglas County; Sentenced November 24, 2014
- Misdemeanor 1 Theft by Deception more than \$200 less than \$500 in Douglas County; Sentenced May 13, 2015

6. Applications for the Restoration of Gun Rights (Testimony will be heard by the Board) at 1:15 p.m.:

- 1) Shawna Coen: pardon granted 2017
- 2) Elizabeth Zlomke; pardon granted 2017

7. Applications for Pardon of Criminal Convictions (Testimony will be heard by the Board):

GROUP 1 AT 1:30 p.m.

1) Riley Harold Cleal for the following convictions:

- Misdemeanor 1 carrying a concealed weapon in Wayne County; sentenced February 5, 2001

2) Randy Lee Edwards for the following convictions:

- Felony possession of a controlled substance – methamphetamine in Douglas County; Sentenced December 28, 1994

3) Bradley Thomas Gross for the following convictions:

- Misdemeanor Third Degree Domestic Assault in Lancaster County; Sentenced December 10, 2008;
- Misdemeanor No Fishing Permit in Lancaster County; Sentenced July 30, 2012

- 4) Francine A. Haye for the following convictions:
 - Misdemeanor Theft by Unlawful Taking \$201 - \$499 in Douglas County; Sentenced December 14, 2012
- 5) Allen Dale Kuhnke for the following convictions:
 - Felony Burglary in Adams County; Sentenced September 13, 1972

GROUP 2 at 2:00 p.m.

- 6) Julie Ann Mueller for the following convictions:
 - Felony Theft by Unlawful Taking in Madison County; Sentenced July 24, 1998
- 7) Scott Charles Rechtenbach for the following convictions:
 - Misdemeanor Possession of Marijuana in Box Butte County; Sentenced January 23, 1975;
 - Felony Delivery of Marijuana in Box Butte County; Sentenced December 28, 1976
- 8) Jerry Cornell Royal for the following convictions:
 - Theft by Receiving Stolen Property in Lancaster County; Sentenced June 29, 1989
 - Misdemeanor Assault, Strike, or Cause Bodily Injury in Lancaster County; Sentenced September 7, 2012
- 9) Dennis Conelious Rush for the following convictions:
 - Misdemeanor 2 Assault by Mutual Consent in Lancaster County; Sentenced May 21, 1996
 - Misdemeanor Violate Hunting / Fishing Regulations in Lancaster County; Sentenced May 23, 1996;
 - Misdemeanor Violate Hunting / Fishing Regulations in Lancaster County; Sentenced August 11, 2003;
 - Misdemeanor Solicit Prostitution in Lancaster County; Sentenced January 17, 2007
- 10) William John Saunders for the following convictions:
 - Felony Burglary in Cheyenne County; Sentenced May 6, 1987;
 - Felony Criminal Mischief/Burglary in Garden County; Sentenced May 15, 1987
 - Felony Criminal Mischief in Morrill County; Sentenced January 10, 1989
 - Felony Burglary in Keith County; Sentenced January 13, 1989
 - Felony Escape when under arrest on felony charge in Douglas County; Sentenced December 1, 1989
 - Misdemeanor Disturbing the Peace in Cheyenne County; Sentenced July 26, 1993

GROUP 3 at 2:30 p.m.

11) Richard DeWayne Smith for the following convictions:

- Misdemeanor DUI – First Offense in Scotts Bluff County; Sentenced April 16, 1987;
- Felony Count 1 Third Degree Assault on an Officer in Scotts Bluff County; Sentenced March 6, 1992;
- Misdemeanor Count 3 False Information in Scotts Bluff County; Sentenced March 6, 1992;
- Misdemeanor Count 1 False Information in Scotts Bluff County; Sentenced February 17, 1994;
- Misdemeanor Count 3 Resisting Arrest in Scotts Bluff County; Sentenced February 17, 1994;
- Felony Assault on a Police Officer in Scotts Bluff County; Sentenced December 9, 1994;
- Felony First Degree Assault in Dodge County; Sentenced February 27, 1995;
- Misdemeanor Misuse Public Property / Abandoned Vehicle in Lancaster County; Sentenced June 11, 2002

12) Donald Wayne Theye for the following convictions:

- Felony Burglary in Box Butte County; Sentenced June 14, 1977;
- Misdemeanor DUI – First Offense in Jefferson County; Sentenced June 29, 1990;
- Misdemeanor Shoot Wildlife from Highway or Roadway in Jefferson County; Sentenced January 18, 2006

13) Jordan Jay Wilhelm for the following convictions:

- Misdemeanor Count 1 Theft by Shoplifting in Douglas County; Sentenced September 26, 2012
- Misdemeanor Count 2 Theft by Shoplifting in Douglas County; Sentenced September 26, 2012

14) Howard McClain Willis for the following convictions:

- Misdemeanor Solicitation of Prostitution in Douglas County; Sentenced August 19, 1985
- Misdemeanor Assault and Battery in Douglas County; Sentenced May 14, 1993
- Misdemeanor Liquor: Sell to Minor or Incompetent; Sentenced May 13, 1994

8. Tabled from February 18, 2020 hearing at 3:00 p.m.:

1) James Robert Wilfong for the following convictions:

- First Degree Sexual Assault of a Child in Sarpy County; Sentenced December 29, 2006

9. Public Comments

10. Adjournment